

FILED

12/06/2016

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

IN THE SUPREME COURT OF THE STATE OF MONTANA

PR 16-0239

FILED

Case Number: PR 16-0239

DEC 06 2016

Ed Smith
CLERK OF THE SUPREME COURT
STATE OF MONTANA

IN THE MATTER OF DAVID S. FREEDMAN,

An Attorney at Law,

O R D E R

Respondent.

On October 18, 2016, in response to a Complaint filed against him by the Office of Disciplinary Counsel, Respondent David S. Freedman, by counsel, filed a Conditional Admission and Affidavit of Consent pursuant to Rule 26, Montana Rules for Lawyer Disciplinary Enforcement (2011) (MRLDE). On October 19, 2016, the Commission on Practice (COP) conducted a private hearing, following which the COP tendered to this Court its Findings of Fact, Conclusions of Law, and Recommendation to Approve the Rule 26 Tendered Admission and imposition of the form of discipline indicated in that Admission. According to Rule 26A, MRLDE, a Respondent's tendered admission shall be subject to approval or rejection by this Court.

Respondent Freedman has agreed and the COP has recommended that for violations of various rules of the MRLDE, Freedman be subjected to a public censure by the Montana Supreme Court, and payment of costs incurred by the Office of Disciplinary Counsel and the COP in connection with this matter, subject to the provisions of Rule 9A(8), MRLDE. Good cause appearing,

IT IS HEREBY ORDERED that the COP's Findings of Fact, Conclusions of Law, and Recommendation to Approve Rule 26 Tendered Admission in this cause are ACCEPTED by this Court.

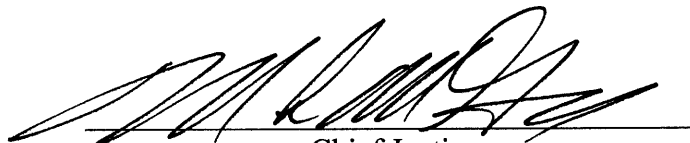
IT IS FURTHER ORDERED that the foregoing course of discipline shall be imposed upon Freedman effective this date, and that Freedman shall appear before this Court on the 10th day of January, 2017, for public censure. *at 1:15 p.m.*

IT IS FURTHER ORDERED that Freedman shall pay the costs of these proceedings subject to the provisions of Rule 9(a)(b), MRLDE, allowing him to file objections to the statement of costs.

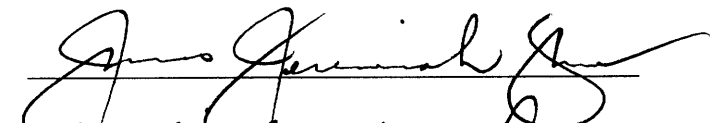
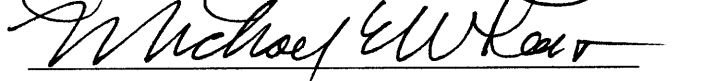
IT IS FURTHER ORDERED that, pursuant to Rule 26(D), MRLDE, the Clerk of this Court is directed to file Mr. Freedman's Conditional Admission and Affidavit of Consent, together with the Commission's Findings of Fact, Conclusions of Law, and Recommendations.

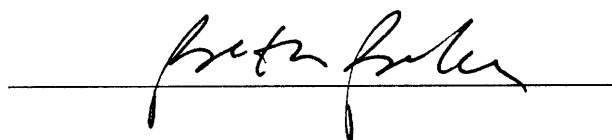
IT IS FURTHER ORDERED that the Clerk of this Court shall serve this Order of Discipline upon counsel for David S. Freedman, the Office of the Administrator for the COP, the Executive Director of the State Bar of Montana, the Clerks of all the District Courts of the State of Montana, the Clerk of the Federal District Court for the District of Montana, and the Clerk of the Ninth Circuit Court of Appeals.


DATED this 6th day of December, 2016.

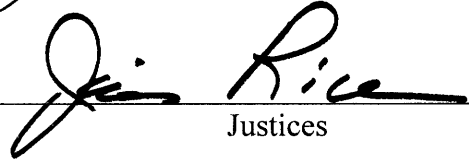

Chief Justice


Patricia Cotter



Michael E. W. R...


Peter Fisher





Justices